say that the Arbitrators made the said Award without giving the Defendants notice to attend and be heard by the said Arbitrators previous to their making their Award and that the Defendants had not an opportunity given them to procure their Testimony before the said Arbitrators. whereupon day is given as well to the said Charles Carroll Executor as aforesaid as to the said James Bond and Cassandra Bond until the second Tuesday of October next following

At which day to wit the second Tuesday of October being the twelfth day of the same month in the year last aforesaid come here again the parties aforesaid by their attorneys aforesaid And thereupon the said Charles Carroll Executor as aforesaid by his attorney aforesaid prays the court here that Judgment on the Award aforesaid may be adjudged to him unless the aforesaid James Bond and Cassandra Bond good and sufficient cause to the contrary should make appear by Saturday in the first Week of the next court: whereupon it is said to the said James Bond and Cassandra Bond by the court here that if they should not shew good and sufficent cause why Judgment on the Award aforesaid should not be rendered for the aforesaid Charles Carroll Executor as aforesaid by the time aforesaid. Judgment should be rendered against him by Default thereof. the same day is given to the aforesaid Charles Carroll Executor as aforesaid and so forth

And now here at this day to wit the second Tuesday of May being the tenth day of the same month in the year seventeen hundred and ninety one come here again the parties aforesaid by their attorneys aforesaid. And now also at this time to wit on the Saturday in the first Week of this present Term being the fourteenth day of the same Month cometh the said Charles Carroll executor as aforesaid by his attorney aforesaid, and the said James Bond and Cassandra Bond altho' solemnly called at the same time cometh not, nor say any thing in Bar or prechesen of the action aforesaid of him the said Charles Carroll executor as aforesaid nor shew any cause why Judgment on the Award aforesaid should not be rendered for the aforesaid Charles Carroll Executor as aforesaid, but therein do make default — It is therefore considered by the court here that the said Charles Carroll Executor as aforesaid recover against the said James Bond and Cassandra Bond, as well the sum of two —

hundred pounds sterling money his debt aforesaid as also the quantity of eight hundred and twenty five pounds of tobacco as well for his damages which he hath sustained by occasion of the detention of that debt as for his costs and charges by him about his suit in this behalf expended unto the same Charles Carroll Executor as aforesaid by the court here with his assent adjudged. and the said James Bond. and Cassandra Bond in mercy &c.

Memorandum The Plaintiff agrees to release the penalty on payment of the sum of money and Interest as mentioned in the Award returned by the Arbitrators appointed in this cause and also the costs of suit

Test John Gwinn clk

Francis Campbell & James Campbell use of Joseph Hancock against John Holmes

Be it remembered that heretofore to wit on the thirtieth day of December seventeen hundred and eighty nine the Plaintiffs by William Cooke their attorney sued out of our General court the State of Marylands writ of capias ad respondendum directed to the Sheriff of Baltimore county in the words and figures following to wit. The State of Maryland Sct. To the Sheriff of Baltimore county greeting We command you that you take John Holmes the Younger late of Baltimore county Merchant if he shall be found in your bailiwick and him safe keep so that you have his body before the Judges of our General court to be held at the City of Annapolis on the second Tuesday of May next to answer Francis Campbell and James Campbell of a plea of trespass upon the case &c. Hereof fail not at your peril, and have you then and there this writ Witness Robert Hanson Harrison Esquire Chief Judge of our said court the 17th day of November Anno Domini 1789

Issued the 30th day of December 1789. W. Cooke John Gwinn clk

And the aforesaid Francis Campbell and James Campbell by their attorney aforesaid declared against the aforesaid John Holmes the Younger in the plea aforesaid as follows to wit.

Western Shore State of Maryland Baltimore county to wit. John Holmes the Younger late of Baltimore County Merchant was attached to answer Francis Campbell and James Campbell of a plea of trespass upon the case &c. And whereupon the same Francis and James by William Cooke their attorney complain that whereas the said John after the first day of May in the year of our Lord one thousand seven

(hundred